**THE HON'BLE SRI JUSTICE V.V.S.RAO**

WRIT PETITION No.25054 of 2005

24.11.2005

Between:

Smt. Naseem Begum, W/o.M.A.Masood Khan, Ramnagar Colony, Nagarkurnool, Mahaboobnagar District.

… Petitioner

AND

Nagarkurnool Gram Panchayat, represented by its Executive Officer

… Respondent

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WRIT PETITION No.25054 of 2005

ORDER:

The petitioner claims to be the owner of a residential plot admeasuring 77.80 Sq.yards situated near a shop bearing No.20-187/C, Nagarkurnool town. In 1996 she approached the respondent Gram Panchayat seeking permission to construct shops. By an order dated 17.7.1996, the Executive Officer of respondent Gram Panchayat rejected the application for building permission on the ground that there is a dispute over the property and a suit being O.S.No.23 of 1996 is pending on the file of the Court of Junior Civil Judge, Nagarkurnool. After the disposal of the suit by judgment and decree dated 31.8.2004, the petitioner made an application on 11.10.2004 under Section 121 of A.P. Panchayat Raj Act, 1994 (the Act, for brevity). The respondent Gram Panchayat neither rejected the application nor granted building permission and hence the petitioner filed the present writ petition for redressal.

Heard the learned Counsel for petitioner and learned Standing Counsel for Nagarkurnool Gram Panchayat, Sri K.Upender Reddy. There is no denial that the application of the petitioner is still pending before the second respondent.

Therefore, instead of expressing any opinion on the merits of the case, this writ petition is disposed of directing the respondent Gram Panchayat to consider the application of the petitioner and pass appropriate orders under the provisions of the Act within a period of ten days from the date of receipt of a copy of this order. If any adverse order is passed by the respondent, it shall be open to the petitioner to file an appeal before the District Panchayat Officer under Section 128 of the Act.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

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November 24, 2005. (**V.V.S.RAO, J**)

Note:

Dispatch order copy by 26.11.2005.

(B/o)
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